

CHIROPRACTIC EXAMINING BOARD  
REGULAR MEETING  
DECEMBER 13, 2001

MEMBERS PRESENT: James Greenwald, DC; Char Glocke; James Rosemeyer, DC;  
Bevier Hasbrouck Sleight, III, DC; Dale Strama, DC

MEMBER EXCUSED: Susan Feith

LEGAL COUNSEL: John Schweitzer

STAFF PRESENT: Kimberly Nania, Karen Rude-Evans, Pamela Haack

GUESTS: Ron Hermes, Michele Thorman and Bill Boissounault, WPTA;  
Brit Kramer, WCA; Michael Steinhauer, WOTA; Joe Kachelski,  
WAHP; Liz Schumacher, SMS

CALL TO ORDER

Chair Dale Strama called the meeting to order at 8:08 a.m.

APPROVAL OF AGENDA

Amendment: -Correspondence from Tony D. Hjelle, DC  
-Correspondence from Moraine Park Technical College  
-Item F – Review of endorsement application of Richard Elbert, DC, was handled  
at the last meeting.

MOTION: Bevier Sleight moved, seconded by James Greenwald, to approve the  
agenda as amended. Motion carried unanimously.

APPROVAL OF MINUTES OF OCTOBER 11, 2001

MOTION: Bevier Sleight moved, seconded by Char Glocke, to approve the Minutes of  
October 11, 2001, as written. Motion carried unanimously.

PRESENTATION OF PROPOSED STIPULATIONS

There were no stipulations.

REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES AND  
ADMINISTRATIVE RULES

These reports were informational.

## LEAD-TIME FOR APPLICATIONS TO TAKE PRACTICAL EXAM

Part IV of the national exam is not accepted for Wisconsin licensure, so the lead-time for applications should not be a problem. The language of the rules does appear inconsistent and could be changed.

## FORMULATE OPINION AND POSSIBLE LANGUAGE REGARDING PHILOSOPHY AS CONTINUING EDUCATION

MOTION: James Rosemeyer moved, seconded by Char Glocke, to limit CE credit for program subject matter relating to philosophy that is taught at the undergraduate level of a chiropractic college meeting the requirements of s. Chiro 2.02 (6)(b), to six hours per biennium.

The motion was tabled at this time.

The Board also discussed proposed language changes to s. Chiro 5.02. Legal counsel will draft the changes for further review.

## PRACTICE QUESTIONS

The Board reviewed practice questions and directed legal counsel's responses.

## PRECEPTOR APPROVALS

MOTION: Bevier Sleight moved, seconded by James Greenwald, to approve **Eliesha Evans, Dennis King, Robert Servais, Michael Utschig, Daniel Wautlet, Steven Witters and Spencer Woodward** as preceptors. Motion carried unanimously.

## CORRESPONDENCE AND QUESTIONS RELATING TO CE

The Board reviewed correspondence and questions relating to CE with legal counsel John Schweitzer and examination specialist, Darwin Tichenor.

MOTION: James Greenwald moved, seconded by Bevier Sleight, to affirm that CPR certification is not a part of the required CE hours. Char Glocke – no. Motion carried.

The Board will accept for CE the 12-hour training course that chiropractors must take before they are allowed to perform and offer SEMG. Instructors' credentials will be discussed at a future meeting.

MOTION: Bevier Sleight moved, seconded by James Rosemeyer, to have legal counsel draft a scope statement to limit online CE hours to 12 hours per biennium. Motion carried unanimously.

## PUBLIC HEARING ON PROPOSED RULES RELATING TO PARAPHYSIOLOGICAL SPACE AND THE PRACTICE OF CHIROPRACTIC

Chair Dale Strama called the public hearing on proposed rules relating to paraphysiological space and the practice of chiropractic to order at 9:51 a.m. Written comments must be received by the Department no later than December 27, 2001. The registered speakers were Michael Steinhauer, WOTA; Joe Kachelski, WI Association of Health Plans; Elizabeth Schumacher, Legislative Counsel, WI Medical Society; and Bill Boissonnault and Michele Thorman, WPTA. All speakers spoke in opposition to the proposed rules. The hearing was adjourned at 10:58 a.m.

## REVISIT REVISED DRAFT LANGUAGE REGARDING PHILOSOPHY AS CONTINUING EDUCATION

Legal counsel handed out the revised draft language regarding philosophy as continuing education for the Board's review.

MOTION: James Rosemeyer moved, seconded by Char Glocke, to remove the motion relating to philosophy from the table. Motion carried unanimously.

MOTION: James Rosemeyer moved, seconded by Char Glocke, to approve the revised draft language regarding philosophy and to limit CE credit for program subject matter relating to philosophy that is taught at the undergraduate level of a chiropractic college meeting the requirements of s. Chiro 2.02 (6)(b), to six hours per biennium. Bevier Sleight – no. Motion carried.

## REVIEW OF AB 615 RELATING TO PHYSICAL THERAPISTS AND PHYSICAL THERAPIST ASSISTANTS

The Board reviewed Assembly Bill 65 relating to physical therapists and physical therapist assistants.

MOTION: James Greenwald moved, seconded by Bevier Sleight, to have legal counsel and Dale Strama draft a response in opposition to AB 615 relating to physical therapist and physical therapist assistants, and to have Dale Strama present the testimony at the public hearing on December 18, 2001. Motion carried unanimously.

## DISCUSSION OF EXCESSIVE FEES

A complaint must first be made to the Department before the Board can address specific issues regarding alleged excessive fees.

## INQUIRIES RECEIVED BY LEGAL COUNSEL

The Board directed legal counsel's replies to the inquiries.

## RECESS TO CLOSED SESSION

MOTION: James Rosemeyer moved, seconded by Bevier Sleight, to go into closed session pursuant to Chapter 19.85(1)(a)(b)(f) and (g), Wis. Stats., for the purpose of reviewing an endorsement application, considering a request for reinstatement of license, consulting with administrative law judge regarding decision remanded from circuit court, considering an administrative warning, reviewing case status report, reviewing examination results, preparing for the February exam and consulting with legal counsel. Roll call vote: Char Glocke – yes, James Greenwald – yes, James Rosemeyer – yes, Bevier Sleight – yes, Dale Strama – yes. Motion carried unanimously.

Open session recessed at 12:07 p.m.

## RECONVENE IN OPEN SESSION

MOTION: James Rosemeyer moved, seconded by Char Glocke, to reconvene in open session. Motion carried unanimously.

Open session reconvened at 1:25 p.m.

## VOTING ON ITEMS CONSIDERED/DELIBERATED ON IN CLOSED SESSION

### APPLICATION REVIEW

#### **HANY A ELBIBANY, DC**

MOTION: James Rosemeyer moved, seconded by Bevier Sleight, to approve the endorsement application of Hany A. Elbibany, DC. Motion carried unanimously.

### REQUEST FOR REINSTATEMENT OF LICENSE

#### **RANDAL E ARNOLD, DC**

MOTION: James Rosemeyer moved, seconded by Bevier Sleight, to deny the request for reinstatement of license at this time to Randal E. Arnold, DC. The two evaluations received by the Board are conflicting, and the Board will re-review the request for reinstatement when a third evaluation is received. Motion carried unanimously.

REVIEW OF DECISION PER REMAND OF CIRCUIT COURT/CONSULTATION WITH  
ADMINISTRATIVE LAW JUDGE IN THE MATTER CONCERNING  
**RICHARD H GOLDE, DC**

MOTION: Bevier Sleight moved, seconded by James Rosemeyer, to reaffirm the Board's previous decision in the matter concerning Richard H. Golde after having consulted with administrative law judge Wayne Austin. Motion carried unanimously.

ADMINISTRATIVE WARNING

**JOHN A NILSSON, DC**

MOTION: Bevier Sleight moved, seconded by James Rosemeyer, to issue an administrative warning in the matter concerning John A. Nilsson, DC. Motion carried unanimously.

CASE STATUS REPORT

MOTION: James Rosemeyer moved, seconded by Bevier Sleight, to close complaint **95 CHI 070** for insufficient evidence. Motion carried unanimously.

INFORMATIONAL ITEMS

The Board reviewed the informational items.

ADJOURNMENT

MOTION: James Rosemeyer moved, seconded by Char Glocke, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 1:25 p.m.

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